Miscellaneous Application No. 62 *of* 1924-25.

In the matter of the estate of the deceased Maganahalli Sangappa ... *Deceased.*

(1) Maganahalli Murigeppa, (2) Basavanyappa, (3) Sivayogappa, all minors by guardian and mother Basavva .. ... *Applicant.*

Whereas the abovenamed applicants, resident of Davanagere, claiming to be the sons of the said Maganahalli Sangappa, deceased, has applied to this Court for a certificate under Regulaion VII of 1901, to collect debts payable in respect of the estate of Maganahalli Sangappa, deceased, resident of Davangere.

Notice is hereby given of the said application and all claimants in the estate of the said Maganahalli Sangappa, deceased, are invited to appear in this Court on Friday the 5th day of June 1925, when the petition of the said M. Murigappa and other applicants, will be heard, and the right to the certificate will be determined.

Given under my hand and the seal of the Court, this 30th day of December 1924.

B. RANGA IYENGAR,
Sub-Judge.

IN THE COURT OF THE MUNSIFF AT CHITALDRUG.

Insolvency Application No. 7 *of* 1924-25.

Dodda Obiah, son of Ajjana Malliah, resident of Belagatta, Chitaldrug Taluk ... ... *Petitioner.*

vs.

1. Katiah, son of Kari Nagiah, 2. Ananthappa, son of Alagiriyappa, residents of Belagatta, Chitaldrug Taluk ... ... *Opponents.*

Whereas Dodda Obiah, has applied to this Court, by a petition dated 23rd of February 1925, to be declared an insolvent under the Mysore Insolvency Regulation VI of 1911, and your names appear in the list of creditors filed by the aforesaid debtor, this is to give you notice that the Court has fixed the 15th day of June 1925, for the hearing of the aforesaid petition and the examination of the debtor. If you desire to be represented in the matter, you should attend in person or by duly instructed pleader.

Given under my hand and the seal of this Court, this 24th day of March 1925.

The purticulars of the debt alleged in the petition to be due to you are as follows:—

	Rs.	a.	p.
1st opponent	67	2	0
2nd opponent	400	0	0
Total ...	467	0	0

B. LAKSHMINARAYANA JOIS,
Munsiff.

FOREST DEPARTMENT.

SHIMOGA FOREST DIVISION.

SALE OF TIMBER.

Notification dated 26th March 1925.

The undermentioned quantities of timber will be sold by public auction under the following conditions at the following depots by the District Forest Officer, Shimoga Division on the dates noted against each depot:—

Serial No.	Name of depot	Date of sale		Quantities of timber		Remarks Hours of sale
				Teak	Other kinds	
1	Shimoga Depot ..	27th April 1925 ..		3,000 Cft. ..	20,000 Cft. ..	More or less 8 A.M. to 11 A.M., and 2 P.M. to 5 P.M.
2	Shimoga Saw-mill ..	28th April 1925 ..				
			Rafters	5,000 ..	7,000 ,, ..	
			Planks	500 ..	1,000 Sft. ..	
			Reepers	2,000 ..	12,000 Rft. ..	

Conditions.

1. Each bidder shall place a deposit of Rs. 200 with the officer conducting the sale. But defaulters to the department will not be allowed to bid at the sales.

In the case of the purchasers of timber in small quantities, full value thereof will be accepted, if tendered on the spot and the payment of deposit in such cases will not be insisted.

2. Any person bidding at the sale may be required by the officer conducting the to state whether he is bidding on his own behalf or as an agent, and in the latter case, produce a written authority duly signed by the principal.

3. The highest bidder shall ordinarily be the purchaser, but the officer conducting the sale can reject any bid or stop the sale at any stage without assigning any reason to the intending purchasers.

4. Immediately after the lot is knocked down to him, the successful bidder shall sign his name opposite the number and specification of the lot bought by him in a book provided for the purpose. Such signature shall be held as admission on his part of having bought such lot and of having accepted the terms of the sale as herein specified. The sale is subject to the confirmation of the Conservator of Forests.

5. After conclusion of the sale, each purchaser shall pay 10 per cent of the amount in cash to the officer conducting the sale and obtain in return from him a receipt vouching for the payment of the one-tenth value as well as the initial deposit of Rs. 200. Should any purchaser fail to comply with this rule, the initial deposit of Rs. 200 shall at once be forfeited to Government and the officer conducting the sale shall be at liberty to resell the timber purchased by such defaulter who shall be required to make good any loss, but shall not participate in any profit from such resale. The amount due by such defaulter on account of loss from resale shall be recovered from him as a revenue demand under Section 79 of the Mysore Forest Regulation. In calculating such losses, the initial deposit forfeited to Government shall not be taken into account.

In cases of resales for default of payment of value where no bidders are forthcoming, it will be open to the District Forest Officer to fix such price as may appear to him to be reasonable and to proceed for the recovery from the defaulter of the balance, if any, after deducting the price so fixed from the original sale amount. A registered notice should be issued to the defaulter intimating the price fixed by the District Forest Officer for the unsold wood and the amount still due from him which will be recovered as arrears of land revenue.

6. The deposits tendered by the unsuccessful bidders shall be returned immediately after the sales are concluded, those of successful bidders being lodged in the Savings Bank as security deposit.

7. The full value of all timber purchased shall be paid for within 30 days after the date of sale or within 15 days after the date of the notice of confirmation of the sale whichever is later. In case of purchases above Rs. 1,000 in value, the purchaser shall be permitted to pay up the balance in instalments of not less than Rs. 1,000, provided the full value is paid not later than the 15th May 1925. The monies shall be paid into such treasury as the District Forest Officer may direct, within the time specified.

8. If the amount is not fully paid for by the purchaser before the dates fixed above, the initial deposit as well as the other monies already paid in, shall be forfeited to Government and all or any portion of the timber not fully paid for shall be resold at the risk of the purchaser in the manner prescribed for default of payment of one-tenth value in clause 5 *supra*.

9. No timber lot shall be permitted to be removed by the purchaser unless it has been paid for in full, calculated at the rates at which the timber is knocked down to him at the time of sale, excluding the 10 per cent deposit paid for the lot at the time of the sale; and no timber shall be removed from the depot unless a permit is obtained from the Forest Officer in charge of the depot. The earnest money will not be adjusted towards the value of timber, until 90 per cent of the purchase money over and above the security deposit has been paid.

10. Timber purchased should be removed as early as possible and in no case should it be allowed to remain longer than 90 days after the dates fixed in clause 7 *supra*. Timber not removed after purchase will remain in the depot at the risk of the purchaser from the date of the confirmation of the sale.

11. If the timber is not removed within the time allowed, the same may, after ten days' notice to the purchaser, be sold in public auction and the proceeds will be given to the purchaser after defraying all the expenses in connection with the resale.

12. The deposit of Rs. 200 will remain as security for the due fulfilment of all and every one of the terms of sale, for the breach of any of which by the purchaser, the District Forest Officer shall be entitled to forfeit the deposit in whole or in part and in the event of such forfeiture, the sum so forfeited shall be immediately made good by the purchaser so long as the transaction is not finally closed. The security deposit or the balance thereof, if any, shall be returned to the purchaser after the full value of timber purchased has been paid for and the timber fully removed.

L. P. MASCARENHAS,
District Forest Officer.